FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

CIVIL APPLICATION NO. 2364 OF 2004
IN
FIRST APPEAL NO. 1007 OF 2004

Office Notes,Office Memoranda of Coram, appearnaces,Courts's orders or directions and Registrar's orders.	:	Court's or Judge's orders

S.M.Vidyarthi for the appellant.

S.B.Shetye for the respondents.

CORAM: V.C.DAGA & R.S.MOHITE, JJ.

DATED: 28th September, 2004.

P.C.:

. Rule, returnable forthwith.

. Mr.Shetye waives service for respondent Nos.1 to 9.

. Applicant to serve respondent No.10 through court process as well as by R.P.A.D.

. Heard rival parties.

. Learned counsel for appellant/ applicant makes a statement that entire awarded amount with interest has already been deposited with the trial

Court excluding Rs.25,000/- deposited in this Court.

. Mr.Shetye, learned counsel for respondent Nos.1 to 9 is not in a position to to make statement at to whether entire awarded amount has been deposited or not. It is, thus, made clear that if the respondents find that entire awarded amount has not been deposited, it would be open to them to move this Court to seek modification of this order including direction to deposit balance amount. It would also be open to the respondents to move for permission to withdraw this amount. In the event of such application, the same would be considered on its own merits.

. Rule made absolute in terms of prayer clause (A) with no order as to cosst.

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